

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

Notice of Motion No. 508 of 2004

In

Writ Petition No. 750 of 1998

M/s. Parle Products Ltd.

.. Petitioner.

V/s.

Union of India & Ors.

.. Respondents.

Mr. Manish Mistry i/b. M/s. M.P. Vashi & Associates for
the Petitioner.

Mr. Suresh Kumar for the Respondent No. 1.

Mr. M. Kasale, AGP. for the Respondent-State.

**CORAM : S. RADHAKRISHNAN &
S.A. BOBDE, JJ.**

DATED : 14.10.2004.

P.C.:-

1. Heard the learned counsel for the Petitioner and the learned counsel for the Respondent. By this Notice of Motion, the Petitioner is seeking recall of our order dated 1.9.2004, whereby the above Petition was dismissed for default. Perused the Affidavit-in-Reply in the Notice of Motion. Sufficient cause is made out. There is no case of inaction, negligence or want of bonafide. Under these circumstances, Notice of Motion is made absolute in terms of prayer clause (a), subject to the Petitioner paying costs quantified @ Rs. 2000/- (Rs. Two Thousand Only) within two weeks from today with the Maharashtra State Legal Services Authority. Place the Petition on Board for final hearing on 30.11.2004.

(S. RADHAKRISHNAN, J.)

(S.A. BOBDE, J.)